

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:) Application Division
Menachen RUBINSTEIN et al) ATEN: PCT
Serial No.: 10/070,295) Washington, D.C.
IA Filing Date: 09/04/2000) Date: September 9, 2002
For: USE OF LEPTIN IN INHIBITION OF ENDOTHELIAL CELL PROLIFERATION

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

HON. COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated June 7, 2002.

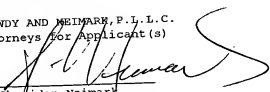
- [XX] Attached hereto is are 3 executed oaths or declarations in compliance with 37 C.F.R. 1.63, identifying the present application by title, priority information, and PCT information.
- [] Applicant claims small entity status. See CR 1.27.
- [] Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. 1.821-1.825, Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- [XX] An Information Disclosure Statement with 1449 and 5 references is also attached.
- [] A Preliminary Amendment
- [] An exact English language translation of the PCT application as originally filed.
- [XX] Corrected Application Data Sheet.
- [] Surcharge for late filing of English translation \$ 130.00
- [XX] Surcharge for late filing of the Declaration was paid on March 5, 2002.
- [] Surcharge for late filing of the Declaration in the amount of:
- [] Small Entity Other than Small Entity
- [] \$65.00 [] \$130.00
- [] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:
- | Small Entity
Response Filed Within | Other Than Small Entity
Response Filed Within |
|---------------------------------------|--|
| [] First - \$ 55.00 | [XX] First - \$ 110.00 |
| [] Second - \$ 200.00 | [] Second - \$ 400.00 |
| [] Third - \$ 460.00 | [] Third - \$ 920.00 |
| [] Fourth - \$ 720.00 | [] Fourth - \$1,440.00 |
| [] Fifth - \$ 980.00 | [] Fifth - \$1,960.00 |
- Month After Time Period Set Month After Time Period Set
- [XX] Conditional Petition for Extension of Time:
- If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$110.00 is enclosed to cover the above fees.
- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

09/11/2002 MKAYPAH 00000029 10070295

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BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant (s)

By: 
Sheidan Neimark
Registration No. 20,520

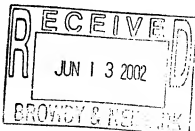


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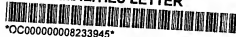
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| U.S. APPLICATION NUMBER NO. 10/070,295 | FIRST NAMED APPLICANT Menahem Rubinstein | ATTY. DOCKET NO. RUBINSTEIN=7 |
|---|---|----------------------------------|

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BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303



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| INTERNATIONAL APPLICATION NO. PCT/IL.00/00525 | |
| I.A. FILING DATE 09/04/2000 | PRIORITY DATE 09/05/1999 |

CONFIRMATION NO. 2828
371 FORMALITIES LETTER



Date Mailed: 06/07/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination

MSP = 7AUG2002
DXT 6/13/02

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

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| U.S. APPLICATION NUMBER NO. 10/070,295 | INTERNATIONAL APPLICATION NO. PCT/IL00/00525 | ATTY. DOCKET NO. RUBINSTEIN=7 |
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FORM PCT/DO/EO/905 (371 Formalities Notice)